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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

CYNTHIA MOREAU,

Case No.: 2:21-cv-00435-JAD-VCF

Plaintiff,

VS.

SAM'S WEST INC, dba SAM'S CLUB
Store #8177; DOES I through X, inclusive;
and ROE CORPORATIONS I through X,
inclusive.

[ECF No. 35]

Defendants.

**STIPULATION AND ORDER TO EXTEND BRIEFING SCHEDULE ON
PLAINTIFF'S MOTION FOR PARTIAL SUMMARY JUDGMENT and
DEFENDANT'S MOTION FOR SUMMARY JUDGMENT**

Upon agreement between Plaintiff CYNTHIA MOREAU (“Plaintiff”), by and through her attorneys of record, THE702FIRM INJURY ATTORNEYS, and Defendant SAM’S WEST INC, dba SAM’S CLUB Store #8177. (“Defendant”), by and through its attorneys of record, PHILLIPS, SPALLAS & ANGSTADT, the parties hereby stipulate and agree as follows:

1. There are two motions currently pending before the Court: (1) Plaintiff's Motion for Partial Summary Judgment (Document 28), and (2) Defendant's Motion for Summary

1 Judgment (Document 33).

2 2. Plaintiff's counsel, JANET L. MERRILL has contracted Covid (as of March 14,
3 2022) and has been unable to physically work.

4 3. Prior to filing this Stipulation, an extension to file Plaintiff's Reply and Response to
5 both pending motions was requested from and granted by Defendants' counsel to allow Ms.
6 Merrill time to recover.

7 4. That the briefing dates for said motions be continued to allow additional time for
8 Plaintiff to file a Reply to Defendant's Response (Document 31) to Plaintiff's Motion for Partial
9 Summary Judgment (Document 28); and a Response to Defendants' Motion for Summary
10 Judgment (Document 33); and furthermore, to extend the time to allow Defendants to file a Reply
11 to Plaintiff's Response.

12 5. The Parties further request that if the Court is agreeable to these extensions, that
13 Plaintiff's Reply to Defendants' Response (Document 31) to Plaintiff's Motion for Partial
14 Summary Judgment (Document 28), currently due March 25, 2022, would now be due April 1,
15 2022; and that Plaintiff's Reply to Defendant's Motion for Summary Judgment (Document 33)
16 currently due April 4, 2022, would now be due April 11, 2022.

17 6. Defendant's Response to Plaintiff's Reply to Defendant's Motion for Summary
18 Judgment would then be extended accordingly pursuant to the Court's Order.

19 WHEREFORE, the parties respectfully request that the Court grant this request to extend
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1 the deadlines as outlined above.

2 IT IS SO STIPULATED.

3 Dated this ____ day of March 2022

4 **THE702FIRM INJURY ATTORNEYS**

5 By: /s/ Joel Hengstler

6 MICHAEL C. KANE, ESQ.

7 Nevada Bar No. 10096

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14 400 S. 7th Street, 4th Floor

15 Las Vegas, NV 89101

16 *Attorneys for Plaintiff*

Dated this ____ day of March 2022

PHILLIPS SPALLAS & ANGSTADT

By: /s/ Megan E. Wessel

ROBERT K. PHILLIPS, ESQ.

Nevada Bar No. 11441

MEGAN E. WESSEL, ESQ.

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Attorneys for Defendant

ORDER

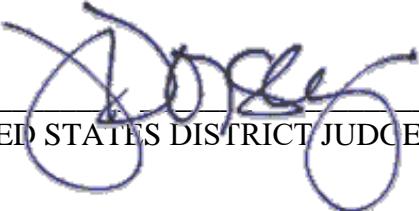
13 IT IS HEREBY ORDERED that the briefing schedule on Plaintiff's Motion for Partial
14 Summary Judgment (Document 28), and Defendant's Motion for Summary Judgment (Document
15 33), on file in the above-captioned matter, shall be extended as stipulated by the parties, above.

17 Plaintiff shall file her Reply to Defendants' Response (Document 31) to Plaintiff's
18 Motion for Partial Summary Judgment (Document 28), on or before **April 1, 2022**; and Plaintiff
19 shall file her Response to Defendant's Motion for Summary Judgment (Document 33) on or
20 before **April 11, 2022**.

21 Defendants shall file their Reply to Plaintiff's Response to Defendant's Motion for
22 Summary Judgment on or before **April 25, 2022**.

24 IT IS SO ORDERED.

25 DATED this 21st day of March, 2022.

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28 UNITED STATES DISTRICT JUDGE